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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/762,438	01/22/2004	Pat Corry	243.1001US

CONFIRMATION NO. 5175

## FORMALITIES LETTER



\*OC000000013438723\*

23280  
 DAVIDSON, DAVIDSON & KAPPEL, LLC  
 485 SEVENTH AVENUE, 14TH FLOOR  
 NEW YORK, NY 10018

Date Mailed: 08/04/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

11/05/2004 FFANAI2 00000054 10762438

FILED UNDER 37 CFR 1.53(b)

02 FC:2051

65.00 OP

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 3.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: Missing Parts



In re application of: Pat CORRY  
Serial No.: 10/762,438  
Filed: January 22, 2004  
For: **WINDOW WELL COVER**

Sir:

Transmitted herewith is an **Response to Notice to File Missing Parts** in the above-identified application.

- ☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.  
☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.  
☒ No fee for additional claims is required.  
☐ A filing fee for additional claims calculated as shown below, is required:

		(Col. 1)	(Col. 2)	SMALL ENTITY		OR	LARGE ENTITY	
FOR:		REMAINING	HIGHEST	RATE	FEE		RATE	FEE
		AFTER	PREVIOUSLY	PRESENT				
		AMENDMENT	PAID FOR	EXTRA				
TOTAL CLAIMS	*	Minus**	=	x0\$	\$		x \$	\$
INDEP. CLAIMS	*	Minus***	=	x0\$	\$		x \$	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				\$			+ \$	\$

TOTAL: \$ OR TOTAL: \$

- \* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
 \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
 \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☒ Also transmitted herewith are:  
☒ Petition for one month extension under 37 C.F.R. 1.136  
☒ Other: - **Copy of Notice to File Missing Parts**  
                   - **Executed Declaration and Power of Attorney**  
                   - **One Sheet of Drawing**
- ☒ Check(s) in the amount of **\$120.00** is attached to cover:  
☐ Filing fee for additional claims under 37 C.F.R. 1.16  
☒ Petition fee for one month extension under 37 C.F.R. 1.136  
☒ Other: - **Surcharge.**
- ☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.
- ☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.  
☒ Any patent application processing fees under 37 C.F.R. 1.17.  
☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
 Cary S. Kappel, Reg. No. 36,561  
 DAVIDSON, DAVIDSON & KAPPEL, LLC  
 485 Seventh Avenue, 14<sup>th</sup> Floor  
 New York, New York 10018  
 Tel: (212) 736-1940  
 Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on November 2, 2004.

DAVIDSON, DAVIDSON & KAPPEL, LLC

BY: 



243.1001US

**UNITED STATES PATENT & TRADEMARK OFFICE**

Re: Application of: Pat CORRY  
Serial No.: 10/762,438  
Filed: January 22, 2004  
For: **WINDOW WELL COVER**

MAIL STOP: MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

November 2, 2004

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

Sir:

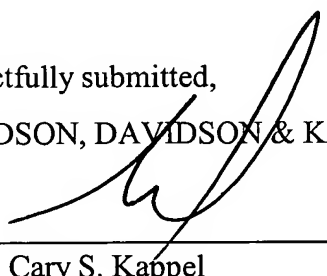
In response to the Notice to File Missing Parts of Nonprovisional Application dated August 4, 2004, a copy of which is enclosed, please find an executed Declaration and Power of Attorney form signed by the inventors, and a check in the amount of \$65.00 covering the surcharge. Also, please find one (1) sheet of formal drawings.

If any additional fees are deemed to be due at this time, the Assistant Commissioner is authorized to charge payment of the same to Deposit Account No. 50-0552.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By

  
Cary S. Kappel  
Reg. No. 36,561

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DAVIDSON, DAVIDSON & KAPPEL, LLC

BY:

